

OGC 78-0824
10 February 1978

OS REGISTRY
Legal 3
FILE *EO-12036*

Section 2
2-204; 2-205
25X1

MEMORANDUM FOR: Chief, Policy & Coordination Staff, DDO
Assistant for Information, DDA
Special Assistant, DDS&T
Director of Central Reference, NFAC
[Redacted] Inspection Staff

FROM : [Redacted]
Assistant General Counsel

SUBJECT : Procedures Relating to Certain Unconsented Physical
Searches and to the Mail Opening Activities Directed
Against United States Persons and Conducted by CIA

1. Attached is a second draft set of Attorney General procedures relating to unconsented physical searches and to the opening of mail pursuant to the requirements to implement Sections 2-204 and 2-205 of Executive Order 12036.

2. As you will see, I have made a major rearrangement of the material as suggested in our last meeting. Further, I have made several of the changes suggested at that meeting. I will outline these in detail, as well as those changes I did not make, at our next meeting.

3. I have talked to the General Counsel about several of the philosophical concerns that were raised at our last meeting. It is his position that we must for this exercise:

Agree to not make changes
a. Comport to existing Presidential directives and instructions (that is we should not try to propose changes to those directives); and

b. Use Executive Order definitions verbatim unless clarifying provisions are necessary to further explain those definitions. Further, if at all possible such definitions should be used consistently throughout all the procedures.

4. I would like to meet to discuss this second draft on Monday, 13 February at 10:00 o'clock in the DDA conference room.

25X1

Attachment

Declassified When Separate
From Attachment

25X1

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